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Paper 88

Telephone: 571-272-4683

Entered: 23 February 2009

UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES

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Patent Interference 105,617 McK  
Technology Center 1700

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**INTELLECTUAL CONCEPTS, LLC,**  
(Named Inventor: Gregory James Caton)

Application 10/782,405,  
Junior Party,

v.

**ZANNIER, INC.,**  
(Named Inventor: Paul D. Manos)

Patent 7,264,847 B2,  
Senior Party,

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*Before: JAMES T. MOORE, Vice Chief Administrative Patent Judge,  
FRED E. McKELVEY, Senior Administrative Patent Judge, and  
RICHARD E. SCHAFER, Administrative Patent Judge.*

*McKELVEY, Senior Administrative Patent Judge.*

**JUDGMENT**

For the reasons given in the MEMORANDUM OPINION and  
ORDER entered concurrently herewith (Paper 87), it is

1                   **ORDERED** that judgment on inventorship as to Count 1  
2 (the sole count in the interference; Paper 1, page 7) is awarded against Junior  
3 Party Intellectual Concepts, LLC, and Gregory James Caton.

4                   **FURTHER ORDERED** that neither Intellectual  
5 Concepts, LLC, nor Gregory James Caton are not entitled to a patent  
6 containing claims 2, 4-15, 17-28 or 30 (corresponding to Count 1) of:

7   application 10/782,405  
8   filed 19 February 2004  
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10                   **FURTHER ORDERED** that claims 2, 4-15, 17-28 and 30 of  
11 application 10/782,405 are finally refused. 35 U.S.C. § 135(a).

12                   **FURTHER ORDERED** that if there is a settlement agreement,  
13 attention is directed to 35 U.S.C. § 135(c).

14                   **FURTHER ORDERED** that a copy of this JUDGMENT shall  
15 be placed in the files of (1) Caton application 10/782,405 and (2) Manos  
16 U.S. Patent 7,264,847 B2.

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